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IN THE UNITED STATES DISTRICT COURT FOR  
THE WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION

FILED BY 4 D.C.  
05 JUN 14 PM 4:41  
ROBERT R. DI TROLO  
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TRI-COUNTY CONVALESCENT  
HOME, INC., A TENNESSEE CORP.,  
AND SHILOH DRUG AND SPECIALITY  
STORE, INC., A TENNESSEE CORP.,  
AND HARRY L. PEELER, M.D., a  
resident of McNairy County, TN,

PLAINTIFFS,

v.

HP/PROPERTIES, INC., A  
GEORGIA CORPORATION,  
HP/MANAGEMENT GROUP, INC.,  
A GEORGIA CORPORATION,  
DOUGLAS K. MITTLEIDER, AND  
HP/THREE RIVERS, INC., A GEORGIA  
CORPORATION,

DEFENDANTS.

No. 1-04-1137

ORDER GRANTING PLAINTIFFS' MOTION FOR LEAVE TO AMEND  
FIRST AMENDED COMPLAINT FOR DECLARATORY JUDGMENT AND  
ANSWER TO COUNTERCLAIM OF DEFENDANTS AND COUNTER-PLAINTIFFS

This matter came before the Court pursuant to Plaintiffs' Motion for Leave to Amend First Amended Complaint for Declaratory Judgment and Answer to Counterclaim of Defendants and Counter-Plaintiffs.

If appearing from the record, the Plaintiffs' motion, the Memorandum filed in Support of the motion, and the Certificate of Consultation, that Plaintiffs' motion is well taken and that no party has objected the Plaintiffs' motion,

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IT IS, THEREFORE, ORDERED that the Plaintiffs, Tri-County Convalescent Home, Inc. and Shiloh Drug and Specialty Store, Inc., shall be granted leave of this Court to file its Second Amended Complaint for Declaratory Judgment and its Amendment 1 to Plaintiffs' and Counter-Defendants' Answer to Counterclaim of Defendants and Counter-Plaintiffs.

ENTERED this the 14<sup>th</sup> day of June, 2005.

S. Thomas Anderson USMS  
U. S. District Judge

APPROVED FOR ENTRY:

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Honorable James Todd  
US DISTRICT COURT